



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Addendum to the Improvement Agreement for Millsbridge, Tract No. 2788

**MEETING DATE:** December 16, 1998

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** That the City Council take the following action with regard to the Millsbridge subdivision:

1. Approve the Addendum to the Improvement Agreement for the Public Improvements of Millsbridge, Tract No. 2788, and direct the City Manager and City Clerk to execute the Improvement Agreement on behalf of the City.
2. Appropriate funds for required reimbursements.

**BACKGROUND INFORMATION:** The final map and Improvement Agreement for the development was approved by Council on November 18, 1998. The subdivision is located south of the Woodbridge Irrigation District (WID) Canal, east of the Sunwest XIV development and north of Tienda Drive as shown on Exhibit A. The project includes improvements related to the finished roadway for the Mills Avenue canal crossing and the modification of the existing traffic signal at the Mills Avenue/Kettleman Lane intersection, and striping in Kettleman Lane. Under the terms of the above-mentioned Agreement, the developer is eligible for reimbursement for the traffic signal modification and striping work in conformance with LMC §16.40 Reimbursements for Construction and reimbursement for the canal crossing pavement work in conformance with the terms of the Improvement Agreement for the Public Improvements of Millsbridge Subdivision, Phase 1, executed January 12, 1998.

The developer has submitted the necessary plans and specifications, construction contract prices, and Caltrans encroachment permits, where required, and has executed an addendum to the Agreement to provide for the reimbursements.

Staff recommends that Council approve the addendum to the Agreement and appropriate \$113,494.84 for the necessary reimbursements. The developer will be reimbursed when the work has been completed and accepted by the City.

As a matter of information, the developer is also eligible for reimbursement for costs associated with the retaining walls needed for the Mills Avenue bridge crossing of the WID Canal in accordance with the January 12 Agreement. This work required the acquisition of backfill material. The developer borrowed soil from their adjacent residential and commercial development to expedite the construction of the bridge. The City "reimbursed" the developer for the borrowed soil by allowing an equivalent amount of soil to be taken from G-Basin for the Millsbridge residential and commercial developments and for the residential development at Thayer Ranch. As a result of this trade-off, the City avoided hauling costs and a significant amount of the grading costs.

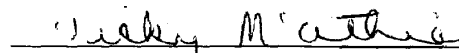
APPROVED: \_\_\_\_\_

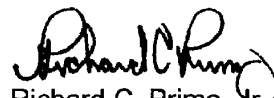
*H. Dixon Flynn*  
H. Dixon Flynn -- City Manager

FUNDING: Funds for the above-mentioned unbudgeted reimbursements will be provided by new appropriations from the following sources:

- |  |                     |
|--|---------------------|
| 1. IMF Street Improvements - Local (327 Fund)          |                     |
| a) Canal crossing pavement improvements (Mills Avenue) | \$ 20,590.50        |
| 2. IMF Street Improvements - Regional (332 Fund)       |                     |
| a) Signal modification and striping (Kettleman Lane)   | \$ <u>92,904.34</u> |
|  | Total               |
|  | \$113,494.84        |

Funding Available:

  
Finance Director

  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Sharon A. Welch, Senior Civil Engineer

RCP/SAW/Im

Attachment

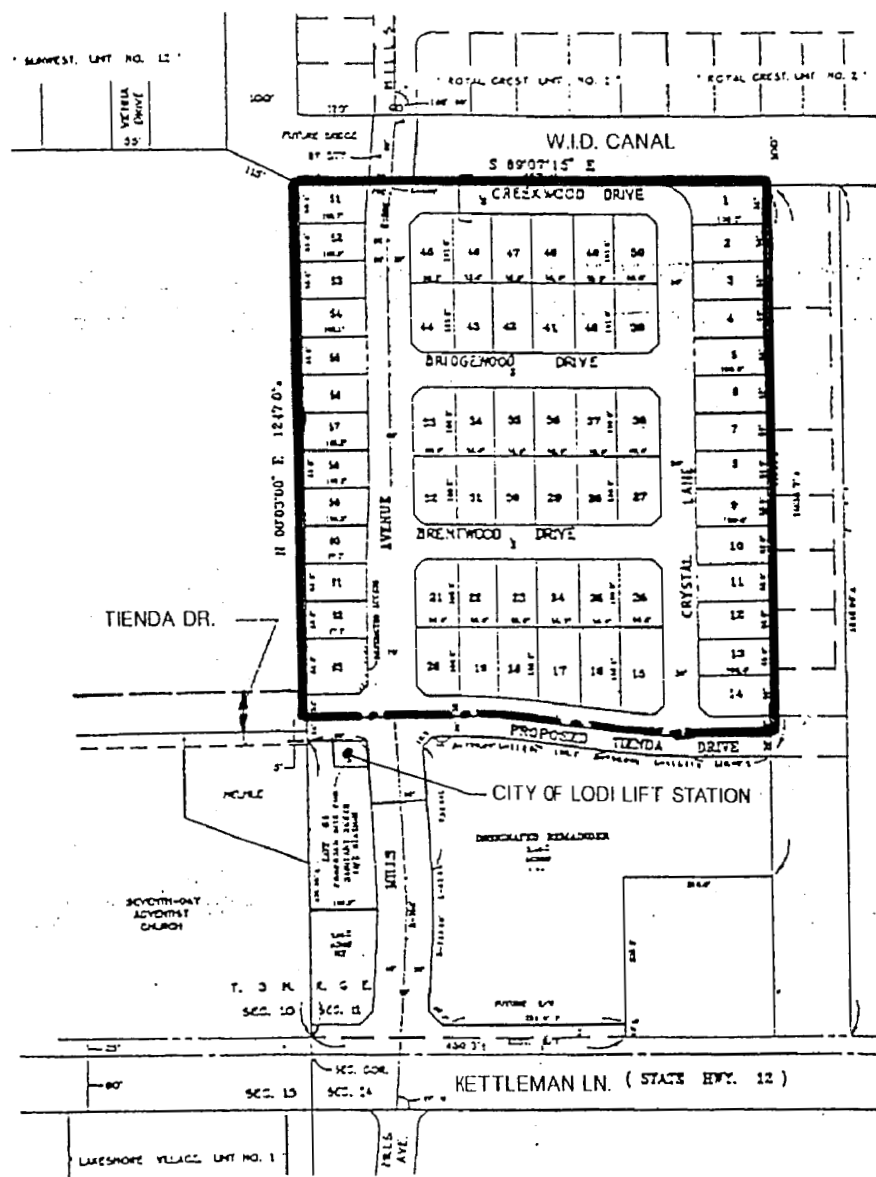
cc: Senior Civil Engineer - Development Services  
Tokay Development, Inc.  
R. Thomas Development, Inc.  
Baumbach & Piazza



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## EXHIBIT A



"MILLSBRIDGE" SUBDIVISION

CITY COUNCIL

KEITH LAND, Mayor  
STEPHEN J. MANN  
Mayor Pro Tempore  
SUSAN HITCHCOCK  
ALAN S. NAKANISHI  
PHILLIP A. PENNINO

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
P.O. BOX 3006  
LODI, CALIFORNIA 95241-1910  
(209) 333-6706  
FAX (209) 333-6710

December 10, 1998

H. DIXON FLYNN  
City Manager  
ALICE M. REIMCHE  
City Clerk  
RANDALL A. HAYS  
City Attorney

Mr. Jeffrey Kirst  
Tokay Development, Inc.  
P. O. Box 1259  
Woodbridge, CA 95258

R. Thomas Development, Inc.  
P. O. Box 1259  
Woodbridge, CA 95258

Baumbach & Piazza  
323 West Elm Street  
Lodi, CA 95240

SUBJECT: Addendum to the Improvement Agreement for Millsbridge, Tract No. 2788

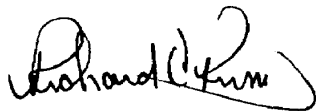
Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, December 16, 1998. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

This item is on the consent calendar and is usually not discussed unless a Council Member requests discussion. The public is given an opportunity to address items on the consent calendar at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council Meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Alice Reimche, City Clerk, at 333-6702.

If you have any questions about the item itself, please call Sharon Welch at 333-6800, ext. 659.



Richard C. Prima, Jr.  
Public Works Director

RCP/lm

Enclosure

cc: City Clerk